



# Department of Human Services

## Public Comment Notice

The proposed Home and Community-Based Options and Person Centered Excellence (HOPE) Waiver 30-day public comment period begins April 26, 2017 and closes May 25, 2017.

### WHAT IS THE PURPOSE OF THE WAIVER AMENDMENT?

The Division of Adult Services and Aging (ASA) transitioned from the Department of Social Services (DSS) to the Department of Human Services (DHS) resulting in the creation of the Division of Long Term Services and Supports (LTSS) within the Department of Human Services. The Home and Community-Based Services (ASA) Waiver for South Dakotans language is being amended to reflect the change in operating agency from DSS-ASA to DHS-LTSS with an anticipated effective date of July 1, 2017. The name of the waiver will also transition from the Home and Community-Based Services (ASA) Waiver for South Dakotans to the Home and Community-Based Options and Person Centered Excellence (HOPE) Waiver. The transition will be seamless for consumers receiving services through the waiver. The purpose of the waiver is to provide home and community-based services to South Dakotans age 65 and older as well as individuals over the age of 18 who have a qualifying disability in order to allow them to remain at home or in the least restrictive environment available. Services are based on assessed need and may include, but are not limited to, homemaker, personal care, specialized medical equipment, specialized medical supplies, assisted living, in-home nursing, and emergency response systems.

### WHO IS AFFECTED BY THE WAIVER AMENDMENT?

Individuals currently served by or eligible for the Home and Community-Based Services (ASA) Waiver for South Dakotans operated by the Division of Adult Services & Aging are directly affected by the changes.

### WHAT ARE THE PROPOSED CHANGES?

The changes that have been included in the Waiver Amendment include:

- The name of the operating agency from the Department of Social Services' Division of Adult Services & Aging to the Department of Human Services' Division of Long Term Services & Supports.
- The name of the Waiver from the Home and Community-Based Services (ASA) Waiver for South Dakotans to the Home and Community-Based Options and Person Centered Excellence (HOPE) Waiver.
- The requirement for a physician's order for level of care determinations has been removed.
- Restraint and seclusion have been added as specific incident categories that must be reported to the LTSS Specialist and require follow up by the LTSS Specialist.
- Six performance measures have been added as required by the Centers for Medicare & Medicaid Services (CMS).

### WHERE CAN I LOOK AT THE WAIVER AMENDMENT?

The Waiver Amendment can be viewed online at <https://dss.sd.gov/keyresources/hearings> and <http://dhs.sd.gov/ltss/titlexix.aspx>. Printed copies may be requested by contacting the Division of Long Term Services & Supports at 605-773-3656.

### HOW DO I MAKE A COMMENT?

DHS appreciates your questions and comments. There are four ways to comment:

#### 1) E-MAIL:

[hcbs@state.sd.us](mailto:hcbs@state.sd.us)

#### 2) MAIL:

Misty Black Bear  
LTSS Waiver Manager  
Division of Long Term Services & Supports  
Department of Human Services  
Hillview Plaza  
3800 East Hwy 34  
C/O 500 East Capitol  
Pierre, SD 57501

#### 3) PHONE:

LTSS: (605) 773-3656  
SD MEDICAID: (605) 773-3495

#### 4) PUBLIC HEARING:

May 23, 2017: 10:00 AM - 11:00 AM (CST)  
Hillview Plaza, DHS Large Conference Rm  
3800 East Hwy 34  
Pierre, SD 57501

- Dial In: 1-866-410-8397
- Conference Code: 9553117118